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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

**BAHLSSEN GmbH & CO. KG,
BAHLSSEN NORTH AMERICA, INC.**

Plaintiffs,

v.

STARK FOODS INC.

Defendant.

**Civil Action No.:
1:18-cv-00252-VSB**

April 24, 2018

STIPULATION FOR CONSENT JUDGMENT

Plaintiffs Bahlsen GmbH & Co. KG ("Bahlsen") and Bahlsen North America, Inc. ("BNA") brought this civil action against Defendant Stark Foods Inc. ("Stark") regarding Stark's distribution of Bahlsen products not authorized for sale in the United States. In particular, Bahlsen has asserted claims for trademark infringement and false designation of origin under federal law, 15 U.S.C. §§ 1051 *et seq.* (the "Lanham Act"), and for trademark infringement and breach of contract under New York common law. Bahlsen, together with BNA, has also brought a claim of unfair competition under New York common law. The parties now wish to settle this matter by agreement and avoid further litigation and, therefore, enter into this Stipulation and accompanying [Proposed] Consent Judgment Order setting forth the terms and conditions of such settlement.

IT IS STIPULATED AND AGREED by Bahlsen and Stark that this case shall be settled on the merits, with prejudice, on the terms and conditions set forth in the accompanying [PROPOSED] CONSENT JUDGMENT ORDER.

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Stipulated to on April 24, 2018:

By: 
April 25, 2018

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Attorney for Defendant, Stark Foods Inc.

CERTIFICATE OF SERVICE

I hereby certify that on April 25, 2018, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

/s/ Jenny R. Chou
Jenny R. Chou, Esq.